

AMENDED
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office AUG 19 2005

Returned to applicant for correction OCT 12 2005

Corrected application filed NOV 16 2005

Map filed NOV 16 2005

The applicant **Gordon Walters** hereby make application for permission to change the **Point of Diversion and Place of use of a portion** of water heretofore appropriated under **Permit # 54495**

1. The source of water is **Underground**
2. The amount of water to be changed **36.0 Ac Ft./0.1184 cfs**
3. The water to be used for **Irrigation & Domestic**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 2, T14N, R43E., M.D.B.&M. from whence the South $\frac{1}{4}$ Section corner of Aforesaid section 2, bears S 5°29'39" W 1864.0'**
6. The existing permitted point of diversion is located within **SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, T.14N., R.43E. M.D.B.&M. at a point from which the C $\frac{1}{4}$ of said section 10, bears S 47°42'34" E a distance of 1079.55'**
7. Proposed place of use **a portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2, T14N., R43E MDB&M**
8. Existing place of use **a portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 10, T14N, R43E MDB&M**
9. Use will be from **Jan 1 to Dec 31** of each year.
10. Use was permitted from **Jan 1 to Dec 31** of each year.
11. Description of proposed works **Install New Pump, 6" water lines and wheel lines**
12. Estimated cost of works **\$30,000**
13. Estimated time required to construct works **1 Year**
14. Estimated time required to complete the application of water to beneficial use

15. Remarks: this change is moving a portion of the water under Permit #54495 to a new location

By Wm Michael Donovan, Jr.
s/ Wm. Michael Donovan, Jr.
PO Box 1
Silver City, Nev 89428

Compared bk/sam lt/

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 54495 is issued subject to the terms and conditions imposed in said Permit 54495 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.1184 cubic feet per second, **but not to exceed 36.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.**

Work must be prosecuted with reasonable diligence and be completed on or before:

May 4, 2007

Proof of completion of work shall be filed on or before:

June 4, 2007

Water must be placed to beneficial use on or before:

May 4, 2009

Proof of the application of water to beneficial use shall be filed on or before:

June 4, 2009

Map in support of proof of beneficial use shall be filed on or before:

June 4, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 4th day of May, A.D. 2006


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____